IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 13755 of 2005

Between:

1.U.V.V.R.Prasada Rao, S/o.Ravinder Rao,
Bodulanka, Maridimilli Mandal, East Godavari District.
2.K.V.E.D.V.Prasad Rao, S/o.Seetha Ram
Musurimilli, Rampachodavaram Mandal, East Godavari District.
3.B.Venkateswaralu, S/o.Pedda Bichyam,
Busigudem, Rampachodavaram Mandal, East Godavari District.
4.K.Uma Mahesh, S/o.K.Som Raju,
Boduluru, Maridimilli Mandal, East Godavari District.
5.A.Yesu Babu, S/o.Sri Ramulu,
Deverapalli, Maridimilli Mandal, East Godavari District.

..... PETITIONERS

AND

1. Integrated Tribal Development Agency, rep.by its Project officer, Rampachodavaram, East Godavari District.

2. The Commissioner of Tribal Welfare, Masab Tank, Hyderabad.

3. District Tribal Welfare officer, Integrated Tribal Development Agency, East Godavari Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of Mandamus directing the respondents to consider the cases of the petitioners for regularization of services as teachers in the Government Tribal Welfare Asharam Schools situated in East Godavari District.

Counsel for the Petitioner: MR.Y.SUDHAKAR
Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court at the admission stage made the following:

ORDER:

This writ petition is filed seeking a direction to the respondents to consider the cases of the petitioners for regularisation of their services as teachers in the Government Tribal Welfare Ashram Schools situated in East Godavari District.

It is stated that the petitioners were appointed as teachers in the year 2002 on contract basis and in fact they were appointed after giving notice calling for applications for filling up the posts in agency area and after regular process of selection. However, while giving appointments, it is stated that they were appointed on contract basis with a consolidated pay of Rs.5,000/- per month, even though they are entitled for regular scale of pay. Now, the grievance of the petitioners is that the respondents are proposing to terminate their services though there are regular vacancies available. Therefore, they sought for a direction to the respondents to regularise their services against the vacancies available.

Heard both sides and considered the material on record.

A Division Bench of this Court while disposing of a writ appeal filed by similarly placed persons passed the following order:

> “But, however, without expressing any opinion on the merits of the case of the petitioner, we modify the order of the learned single Judge as indicated below:
>
> The writ petitioner is at liberty to submit his representation to the respondents-authorities for the relief that is sought for in the writ petition and the respondents-authorities are in turn directed to consider the same and pass appropriate orders in accordance with the provision of law.”

This writ petition is also identical to that of the writ appeal disposed of by the Division Bench. Hence, this writ petition is also disposed of with the same directions as extracted hereinabove. No costs.

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28.06.2005

VGB

To

1. The Project Officer, Integrated Tribal Development Agency, Ramapachodavaram, East Godavari District.
2. The Commissioner of Tribal Welfare, Masab Tank, Hyderabad.
3. District Tribal Welfare officer, Integrated Tribal Development Agency, East Godavari Dist.
4. 2CCs to the Government Pleader for Social Welfare, High Court Buildings, Hyderabad. (OUT)
5. 2CD copies.